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Plaintiff in pro per

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RICHARD W. WIEKING
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U.S. DISTRICT COURT
NO. DIST. OF CA. S.J.

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

13 James Alan Bush,) Case No.: C 08-01354 (RS) JF
14 Petitioner,)
15 v.) EX PARTE WRIT OF POSSESSION FOR
16) CLAIM AND DELIVERY
17) [Code Civ. Proc. §§ 512.020–512.120]
18)
19)
20 Respondents.) Judge Jeremy Fogel
21)
22)
23)
24)
25)
26)

EX PARTE WRIT OF POSSESSION

TO A UNITED STATES MARSHAL IN THE COUNTY OF SANTA CLARA,

YOU ARE DIRECTED:

1. To levy upon and retain in your custody, until released (Code Civ.

Proc., § 514.030), the following property or any part of it:

- an LG VX9800 cellular telephone;

1 • a case of DVDs (approx. 10 to 20), marked "Evidence" in black
2 ink by a felt-tip marker, and followed by a date; and,
3 • a CaseLock-brand DVD carrying case, made of black, yellow and
4 gray nylon, with zipper.

5 2. To enter the following private place(s) to take possession of the
6 above-described property or some part of it:

7 *[addresses on file at the Santa Clara County Sheriff's Office]*

8 3. To return this writ and the certificate of your proceedings within
9 30 days after levy and service, but in no event later than 60 days
10 after issuance of this writ.

11
12 Signed: _____ Dated: _____

13
14 (SEAL)

15 **NOTICE TO DEFENDANT:** The petitioner has
16 filed with the court an *ex parte* writ of
17 possession, a copy of which is attached.
18 If your property has been taken under an
19 *ex parte* writ of possession, you may apply
20 under Code of Civil Procedure section
21 512.020(b) for an order that the writ
22 be quashed, any property levied on be
23 released, and for other relief as provided
24 in that section, including an award of
25 damages for any loss sustained by you as
26 a proximate result of the levy.